

## **PUBLIC NOTICE**

NOTICE OF FILING OF  
PETITION FOR ANNEXATION  
BY THE CITY OF KACHEMAK TO  
LOCAL BOUNDARY COMMISSION (LBC)

The City of Kachemak (Petitioner), a second class city in the Kenai Peninsula borough, has filed an annexation petition by local action with the Local Boundary Commission (LBC). The petitioner's representative is Kachemak Mayor Philemon Morris. The territory proposed by the City for annexation consists of approximately 39.966 acres of land. The territory contemplated for annexation is generally described as follows: the Kachemak Estates subdivision, 2004 addition. The legal description of the territory proposed for annexation is set out in the Petition.

Standards governing the annexation to cities are established in Article X, Constitution of the State of Alaska; AS 29.06.040 – 29.06.060; 3 AAC 110.090 – 3 AAC 110.150; and 3 AAC 110.900 – 3 AAC 110.990. Procedures governing city annexation by the local action method are set out in Article X, Section 12 of Alaska's constitution, AS 29.06.040, and 3 AAC 110.400 – 3 AAC 110.700.

Any interested person may file with the LBC written comments regarding the annexation petition. Additionally, a person with the capacity to sue may file with the LBC a responsive brief in support of or in opposition to the petition. Responsive briefs must be filed in accordance with 3 AAC 110.480 and 3 AAC 110.590(4). A person who files a responsive brief (as distinguished from written comments) gains certain procedural rights and duties during the petition proceedings. The deadline for filing responsive briefs and written comments with the LBC is 4:30 p.m., May 19, 2011. See 3 AAC 110.480 and 3 AAC 110.590(4) for the procedural requirements to file written comments, or responsive briefs. Responsive briefs and written comments must be received in the office below by that deadline:

Local Boundary Commission staff, 550 West Seventh Avenue, Suite 1770, Anchorage, AK 99501-3510  
Phone: 907-269-4587 • Fax: 907-269-4539 • Email: [LBC@alaska.gov](mailto:LBC@alaska.gov)

Questions concerning the proposed annexation may be directed to LBC staff at the mailing address, email address, or fax number listed above. Additionally, inquiries may be directed to LBC staff by telephone at (907) 269-4587.

After the Petitioner has an opportunity to answer any responsive briefs and comments, the Alaska Department of Commerce, Community and Economic Development (Commerce) will prepare a report on the proposal. Procedures governing departmental reports are set out in 3 AAC 110.530. The LBC will then hold a public hearing on the proposal. The LBC may conduct the hearing by teleconference. The decisional meeting for this proposal will follow the public hearing.